

UNITED STATES DISTRICT COURT  
DISTRICT OF DELAWARE

EDMUND SPINNEY, On Behalf of Himself  
and All Others Similarly Situated,

SUMMONS IN A CIVIL CASE

Case Number: \_\_\_\_\_

00 - 133

Plaintiff,

vs.

GRAFTECH INTERNATIONAL LTD.,  
CRAIG S. SHULAR, CORRADO F.  
DEGASPERIS, PIETER J. BARNARD, AND  
JOHN J. WETULA,

Defendants.

TO: GRAFTECH INTERNATIONAL LTD.  
c/o The Corporation Trust Company  
1209 Orange Street  
Wilmington, DE 19801

YOU ARE HEREBY SUMMONED and required to serve upon PLAINTIFF'S ATTORNEY (name and address)

Seth D. Rigrodsky (DSBA #3147)  
Brian D. Long (DSBA #4347)  
MILBERG WEISS BERSHAD & SCHULMAN LLP  
919 N. Market St., Suite 980  
Wilmington, DE 19801  
Telephone: (302) 984-0597; Facsimile: (302) 984-0870

an answer to the complaint which is served on you with this summons, within twenty (20) days after service of this summons upon you, exclusive of the day of service. If you fail to do so, judgment by default will be taken against you for the relief demanded in the complaint. Any answer that you serve on the parties must be filed with the Clerk of this Court within a reasonable period of time after service.

PETER T. DALLOO

CLERK

FEB 28 2006

DATE

(BY) DEPUTY CLERK

Wetula Walsh

AO 440 (Rev. 08/01) Summons in a Civil Action

**RETURN OF SERVICE**

Service of the Summons and Complaint was made by me <sup>1</sup>	DATE <u>3/1/06</u>
NAME OF SERVER (PRINT)	TITLE <u>Process Server</u>
Check one box below to indicate appropriate method of service	

Served personally upon the defendant. Place where served: \_\_\_\_\_

\_\_\_\_\_

Left copies thereof at the defendant's dwelling house or usual place of abode with a person of suitable age and discretion then residing therein. Name of person with whom the summons and complaint were left: \_\_\_\_\_

\_\_\_\_\_

Returned unexecuted: \_\_\_\_\_

\_\_\_\_\_

\_\_\_\_\_

Other (specify): PERSONALLY SERVED GRAFTECH INTERNATIONAL LTD by SERVING its registered Agent, THE Corporation Trust Co AT 1209 ORANGE St, WILM DE 19801 AT 10:30AM PERSON ACCEPTING SERVICE: Scott LASCALA

**STATEMENT OF SERVICE FEES**

Travel	Services	Total

**DECLARATION OF SERVER**

I declare under penalty of perjury under the laws of the United States of America that the foregoing information contained in the Return of Service and Statement of Service Fees is true and correct.

Executed on 3/1/06

Date

Signature of Server

PARCELS INC

230 N MARKET ST, WILM DE 19801

Address of Server

(1) As to who may serve a summons see Rule 4 of the Federal Rules of Civil Procedure.